

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 4041**  
 Dr. Benno SYFRIG : **Mail Stop: PCT**  
 Serial No. 10/541,233 : **Attorney Docket No. 2005\_1058A**  
 Filed July 1, 2005 :

METHOD AS WELL AS DEVICE FOR  
 EXTRACTION OF A ROOT  
**[Corresponding to PCT/EP2003/014923  
 Filed December 27, 2003]**

**REPLY TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 USC 371**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

This is responsive to the Notification of Missing Requirements dated February 23, 2006.  
 The Notification of Missing Requirements requires the filing of an executed Declaration.  
 However, an executed Declaration has been previously filed on July 1, 2005. Copies of the  
 executed Declaration and cover letter are enclosed herewith. A copy of the PTO postcard receipt  
 is also enclosed.


Issuance of the Official Filing Receipt is accordingly requested.

04/27/2006 MKAYPAGH 00000139 230975 10541233  
 01 FC:2617 65.00 DA

Respectfully submitted,

Dr. Benno SYFRIG

THE COMMISSIONER IS AUTHORIZED  
 TO CHARGE ANY DEFICIENCY IN THE  
 FEES FOR THIS PAPER TO DEPOSIT  
 ACCOUNT NO. 23-0975

By   
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 April 24, 2006



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/541,233	Benno Syfrig	2005_1058A

513  
WENDEROTH, LIND & PONACK, L.L.P.  
2033 K STREET N. W.  
SUITE 800  
WASHINGTON, DC 20006-1021

INTERNATIONAL APPLICATION NO.	
PCT/EP03/14923	
I.A. FILING DATE	PRIORITY DATE
12/27/2003	01/03/2003

CONFIRMATION NO. 4041

371 FORMALITIES LETTER



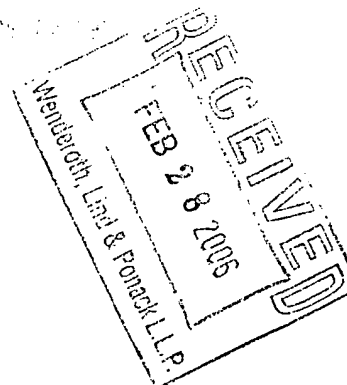
\*OC000000018102803\*

Date Mailed: 02/23/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/01/2005
- English Translation of the IA filed on 07/01/2005
- Copy of the International Search Report filed on 07/01/2005
- Preliminary Amendments filed on 07/01/2005
- Information Disclosure Statements filed on 07/01/2005
- Oath or Declaration filed on 07/01/2005
- Request for Immediate Examination filed on 07/01/2005
- Copy of references cited in ISR filed on 07/01/2005
- U.S. Basic National Fees filed on 07/01/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

COPY

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/541,233	PCT/EP03/14923	2005_1058A

BEST AVAILABLE COPY

10/541233

ATTY DOCKET #: 2005\_1058A

Due Date: July 3, 2005

OUR REF: 2005\_1058A/MSH/01351

Applicant: Dr. Benno SYFRIG

Serial No.: NEW

Filing Date: July 1, 2005

Title: METHOD AS WELL AS DEVICE FOR EXTRACTION OF A ROOT

Receipt of the following papers is acknowledged:

Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 USC 371 (National stage application of PCT/EP2003/014923)

**Attachments:** (A) English translation of International Application including Specification with claims (7 pages) and 2 Sheets of Drawings (Figs. 1-4); (B) Executed Declaration and Power of Attorney along with cover letter; (C) Information Disclosure Statement, Form PTO-1449 w/(2) references and copy of International Search Report; (D) Preliminary Amendment; and (E) Cover Page of Published International Application No. WO 2004/060191.

Check in the amount of \$450.00

JC02 Rec'd PCT/PTC 01 JUL 2005

July 1, 2005

Attorney MSH/kjf

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975  
Check No. 69043

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